THE HONOURABLE SRI JUSTICE C.V. RAMULU

Writ Petition Nos.14187 OF 1998 and 770, 1142, 1268 and 1269 of 2004

DATED: 01-05-2007

W.P.No.14187 OF 1998:

Between:

T. Venkata Sesha Sarma and others

.. Petitioners

and

Andhra Pradesh State Electricity Board, represented by its Member Secretary, Vidyuth Soudha, Hyderabad and others.

.. Respondents

W.P.No.770 OF 2004:

Between:

B. Rama Rao and others

.. Petitioners

and

The A.P.S.P.D.C.L., represented by its Managing Director, Tirupathi, Chittoor District and another.

.. Respondents

W.P.No.1142 OF 2004:

Between:

Ch. Siva Rama Krishna and others

.. Petitioners

and

The A.P.S.P.D.C.L., represented by its Managing Director, Tirupathi, Chittoor

District and others.

.. Respondents

W.P.No.1268 OF 2004:

Between:

A. Guruvaiah and others

.. Petitioners

and

The A.P.S.P.D.C.L., represented by its Managing Director, Tirupathi, Chittoor District and another.

.. Respondents

W.P.No.1269 OF 2004:

Between:

V. Srinivasa Rao and another

.. Petitioners

and

The A.P.S.P.D.C.L., represented by its Managing Director, Tirupathi, Chittoor District and another.

.. Respondents

THE HONOURABLE SRI JUSTICE C.V. RAMULU

Writ Petition Nos.14187 OF 1998 and 770, 1142, 1268 and 1269 of 2004

COMMON ORDER:

Since common questions of law and facts arise for consideration in all these writ petitions, they are all being disposed of by this common order.

In all there are 46 petitioners. It is their case that the Chairmen and Managing Directors of both A.P. Genco as well as A.P. Transco have considered the policy for absorption of the contract labourers working at Operation Circles, Prakasham and Nellore, by their letter, dated 02.06.2002, addressed to the Secretary General, Joint Action Committee, A.P. Transco & A.P. Genco and Discoms Employees Union and Association. In the said letter, under clause II (c), it was stated that all contract labour/ex-casual labour of A.P. Transco/A.P. Genco, Discoms are to be absorbed in regular posts. It is their further case that in view of the said letter, dated 02.06.2002, the case of all the Assistant Engineers recruited on contract basis was considered for regularization of their services in the Transco and Zenco respectively; whereas their case was not considered for regularization of their services into any suitable posts.

However, the learned counsel for the respondents states that out of 46 petitioners, as many as 21 petitioners were absorbed

considering their eligibility. Insofar as the other petitioners are concerned, since they do not have the required qualifications, their cases were not considered and otherwise, the respondents have no objection for their absorption.

In view of the above, without expressing any opinion on merits, the respondents are directed to consider regularization/ absorption of the remaining petitioners in any suitable post to which they are eligible, after re-consideration of their cases afresh, within a period of four weeks from the date of receipt of a copy of this order. The respondents shall also take into consideration the decision made by the Chairmen and Managing Directors of A.P. Genco and A.P. Transco, in their letter dated 02.06.2002, for the purpose of filing up of the vacancies, since it is the complaint of the petitioners that though vacancies are available, they are being diverted for filling up of those posts with Village Electricity Workers etc.

However, till a final decision is taken, the services of the petitioners shall not be disturbed.

With the above directions, the writ petitions are disposed of. There shall be no order as to costs.

C.V. RAMULU, J

1st May, 2007.
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